

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**  
**DOCKET NO. 2013-3-E**

In the Matter of:

Annual Review of Base Rates for Fuel  
Costs for Duke Energy Carolinas, LLC

**MOTION FOR ADMISSION**  
***PRO HAC VICE***

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Duke Energy Carolinas, LLC ("DEC" or the "Company") hereby moves the Public Service Commission of South Carolina (the "Commission") to permit Brian Lamont Franklin to practice *pro hac vice* before the Commission in the above-captioned matter.

Pursuant to SCACR 404, Mr. Franklin, together with counsel of record, is simultaneously filing a copy of the Verified Application for Admission *Pro Hac Vice* with the South Carolina Supreme Court. Attached is the original Verified Application.

WHEREFORE, as the provisions set forth in SCACR 404 have been satisfied, DEC requests this motion be granted.

Dated this 29<sup>th</sup> day of May, 2013.



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Timika Shafeek-Horton  
Deputy General Counsel  
Duke Energy Carolinas, LLC  
550 South Tryon Street, DEC-45A  
Charlotte, North Carolina 28202

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**  
**DOCKET NO. 2013-3-E**

In the Matter of:

Annual Review of Base Rates for Fuel  
Costs for Duke Energy Carolinas, LLC

**CERTIFICATE OF SERVICE**


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This is to certify that I have caused to be served this 29th day of May, 2013, a  
copy of Duke Energy Carolinas, LLC's **Motion for Admission *Pro Hac Vice*** via first class  
United States mail, postage prepaid, to the persons named below at the addresses set forth:

Courtney Edwards  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201

Shannon Hudson  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201

This the 29th day of May, 2013.

  
\_\_\_\_\_  
Timika Shafeek-Horton  
Deputy General Counsel  
Duke Energy Carolinas, LLC  
550 South Tryon Street, DEC-45A  
Charlotte, North Carolina 28202

May 2001

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before).

Applicant no longer is licensed to practice in Illinois. Applicant allowed registration to lapse following permanent relocation to North Carolina in 2006.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not applicable

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not applicable

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not applicable

9. Local counsel of record associated with applicant in this case is Timika Shafeek-Horton, of Duke Energy Corporation, which has offices at:

550 S. Tryon Street,  
DEC45A

Street Address

Charlotte  
City

Mecklenburg  
County

North Carolina  
State

28202  
Zip Code

704-382-4499  
Telephone

If applicable list all other firms/attorneys you are associated with in this matter

Not applicable

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Applicant has previously filed applications to appear *pro hac vice* for the following cases in South Carolina, and those applications were granted:

- Before the Public Service Commission of South Carolina, Docket No. 2005-385-E, Petition of the Office of Regulatory Staff to Establish Dockets to Consider Implementing

the Requirements of: Section 1251 (Net Metering and Additional Standards of the Energy Policy Act of 2005); Local counsel of record was Catherine E. Heigel of Duke Energy Corporation;

- Before the Public Service Commission of South Carolina, Docket No. 2008-447-EG, Petition to Establish Docket to Consider Implementing the Requirements of: Section 1307 (State Consideration of Smart Grid) of the Energy Independence & Security Act of 2007; Local counsel of record was Catherine E. Heigel of Duke Energy Corporation; and
- Before the Public Service Commission of South Carolina, Docket No. 2009-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Catherine E. Heigel of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2010-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Charles Alexander Castle of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2011-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Charles Alexander Castle of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2012-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Charles Alexander Castle of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2012-353-E, Application of Resolute Forest Products Requesting that the Commission Increase the Interest Rate on Customer Deposits for Electric Utilities for Duke Energy Carolinas, LLC; Local counsel of record was Timika Shafeek-Horton of Duke Energy Corporation.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 21<sup>st</sup> day of May, 2013.

  
APPLICANT

VERIFICATION

STATE OF North Carolina )

COUNTY OF Mecklenburg )

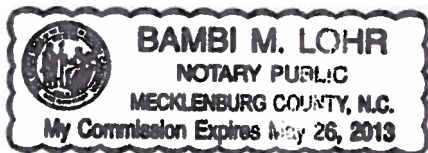
I, Brian L. Franklin, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

Brian L. Franklin  
APPLICANT/AFFILIANT

Subscribed and sworn to before me this 21<sup>st</sup> day of May, 2013.

Bambi M. Lohr  
Notary Public for the State of North Carolina

My Commission Expires: 5-26-2013



### LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 29th day of May, 2013.

  
LOCAL COUNSEL OF RECORD

### CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, 1231 Gervais Street, Columbia, SC 29201, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 29th day of May, 2013.

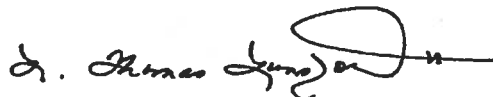
  
APPLICANT/AFFIANT

# The North Carolina State Bar

I, L. Thomas Lunsford, II, Secretary of the North Carolina State Bar, do hereby certify that Mr. Brian Lamont Franklin (35075) was licensed to practice law by the State of North Carolina on June 30, 2006. Said lawyer is presently an active member of the North Carolina State Bar and is eligible to practice law in North Carolina. Said lawyer is not subject to a pending order of administrative or disciplinary suspension. Said lawyer's financial account with the State Bar is current. Therefore, said lawyer is in good standing with the North Carolina State Bar.

This certificate is issued without regard to prior discipline, or any unresolved disciplinary charges or grievances.

Given over my hand and the Seal of the North Carolina State Bar, this  
9<sup>th</sup> day of May, 2013.



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Secretary of the North Carolina State Bar